



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: George Treacy
Application No.: 09/942,075 Group: 1644
Filed: August 28, 2001 Examiner: Patrick J. Nolan
Confirmation No.: 6161
For: ANTI-TNF α ANTIBODIES IN THERAPY OF ASTHMA

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|---|-------------------------------------|
| CERTIFICATE OF MAILING OR TRANSMISSION | |
| I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on: | |
| <u>11/18/04</u> Date | <u>Wendy Morrissey</u> Signature |
| <u>Wendy Morrissey</u> Typed or printed name of person signing certificate | |

PETITION FOR EXTENSION OF TIME

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The undersigned attorney petitions the Commissioner for Patents to extend the time for filing a Notice of Appeal in reply to the Office Action made Final dated May 18, 2004 for three (3) months, from August 18, 2004 to November 18, 2004 under 37 C.F.R. § 1.136(a).

In lieu of filing a Notice of Appeal, Applicants' Attorney is filing a Request for Continued Examination concurrently herewith.

| | <u>Small Entity</u> | <u>Other than Small Entity</u> |
|------------|---------------------|------------------------------------|
| 1 month - | _____ \$ 55 | _____ \$ 110 |
| 2 months - | _____ \$ 215 | _____ \$ 430 |
| 3 months - | _____ \$ 490 | <u>X</u> _____ \$ 980 |
| 4 months - | _____ \$ 765 | _____ \$1,530 |
| 5 months - | _____ \$1,040 | _____ \$2,080 |

- [X] A check is enclosed in the amount of the extension fee indicated above, or the extension fee has been included in the check with the accompanying Reply.
- [] Please charge Deposit Account No. 08-0380 in the amount of \$[] to cover the cost of the extension fee.

Any deficiency or overpayment should be charged or credited to Deposit Account No. 08-0380. A copy of this letter is enclosed for accounting purposes.

11/23/2004 AWONDAF1 00000085 09942075

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980.00 OP

Respectfully submitted,
HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

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Dated: November 18, 2004